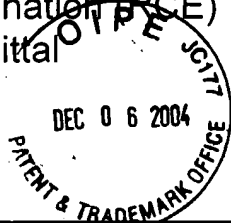


Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Request for Continued Examination (RCE) Transmittal

Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450



Application Number	09/926,327
Filing Date	October 15, 2001
First Named Inventor	Del Soldato
Art Unit	1616
Examiner Name	Radio, B.P.
Attorney Docket Number	026220-00015

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____

ii. ☐ Other _____

b. ☒ Enclosed

i. ☐ Amendment/Reply

iii. ☒ Information Disclosure Statement (IDS)

ii. ☐ Affidavit(s)/ Declaration(s)

iv. ☐ Other _____

2. Miscellaneous

a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)

b. ☐ Other _____

3. Fees

The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

The Director is hereby authorized to charge the following fees, or credit any overpayments, to
a. ☒ Deposit Account No. _____ I have enclosed a duplicate copy of this sheet.

i. ☐ RCE fee required under 37 CFR 1.17(e)

ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17)

iii. ☐ Other _____

12/07/2004 SSITHIB1 00000058 09926327

01 FC:2801

395.00 OP

b. ☒ Check in the amount of \$ 395.00 enclosed

c. ☐ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Signature	<i>Gautam Prakash</i>	Date	December 6, 2004
Name (Print/Type)	Gautam Prakash, Ph.D.	Registration No.	53,481

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Signature	
Name (Print/Type)	
Date	

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



Arent Fox
ATTORNEYS AT LAW

December 6, 2004

VIA AIRMAIL

Ms. Elena Viganò
Nicox Research Institute S.r.l.
Via Ariosto 21
20091 Bresso-Milano
ITALY

Richard J. Berman
202.857.6232 DIRECT
202.857.6395 FAX
berman.richard@arentfox.com

Gautam Prakash, Ph.D.
PATENT AGENT
202.857.6057 DIRECT
202.857.6395 FAX
prakashg@arentfox.com

Re: **Request for Continued Examination filed**
U.S. Patent Application Serial No. 09/926,327
Del Soldato
PHARMACEUTICAL COMPOUNDS
Your Reference: HF2042/USA
Our Reference: 026220-00015

Dear Elena:

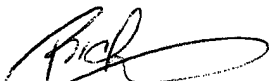
Thank you for your electronic mail message of November 30, 2004. In accordance with your instructions we prepared, and are filing today at the U.S. Patent and Trademark Office, a Request for Continued Examination (RCE) and an Information Disclosure Statement (IDS). We enclose a copy of the papers filed for your records and our debit note will follow with the billing copy of this letter.

In accordance with the instructions in your letter of November 29, 2004, we shall prepare and file a divisional application directed to the invention of Group II using the claims you sent us. We shall forward information on the divisional application to you under a separate cover.

We shall keep you updated on the progress of the current application. Please do not hesitate to contact us if you have any questions.

Best regards,

ARENT FOX PLLC


Richard J. Berman


Gautam Prakash, Ph.D.

RJB/GP

Enclosures: RCE filed at the U.S. Patent and Trademark Office on December 6, 2004
IDS and Form PTO-1449

RPP/105645.1